

TITLE 16 OCCUPATIONAL AND PROFESSIONAL LICENSING
CHAPTER 64 FUNERAL HOMES AND DISPOSERS
PART 5 EXAMINATIONS

16.64.5.1 ISSUING AGENCY: New Mexico Board of Funeral Services.
[6-15-96; 16.64.5.1 NMAC - Rn & A, 16 NMAC 64.5.1, 09-15-01; A, 08-08-12]

16.64.5.2 SCOPE: 16.64.5 NMAC applies to applicants for licensure as a funeral service practitioner, associate funeral service practitioner, and direct disposer.
[6-15-96; 16.64.5.2 NMAC - Rn & A, 16 NMAC 64.5.2, 09-15-01]

16.64.5.3 STATUTORY AUTHORITY: 16.64.5 NMAC is adopted pursuant to the Funeral Services Act, NMSA 1978, Section 61-32-2, 61-32-6, 61-32-7, 61-32-9 and 61-32-10.
[6-15-96; 16.64.5.3 NMAC - Rn, 16 NMAC 64.5.3, 09-15-01; A, 08-08-12]

16.64.5.4 DURATION: Permanent.
[6-15-96; 16.64.5.4 NMAC - Rn, 16 NMAC 64.5.4, 09-15-01]

16.64.5.5 EFFECTIVE DATE: April 10, 1994, unless a different date is cited at the end of a section.
[6-15-96; 16.64.5.5 NMAC - Rn & A, 16 NMAC 64.5.5, 09-15-01]

16.64.5.6 OBJECTIVE: 16.64.5 NMAC is to establish the examination requirements for licensure. The examination(s) is to determine that each applicant for licensure possesses the minimum skills and knowledge to practice competently.
[6-15-96; 16.64.5.6 NMAC - Rn, 16 NMAC 64.5.6, 09-15-01]

16.64.5.7 DEFINITIONS: [Reserved.]
[6-15-96; 16.64.5.7 NMAC - Rn, 16 NMAC 64.5.7, 09-15-01]

16.64.5.8 GENERAL PROVISIONS:

- A. The examination outlined in Subsection A of 16.64.5.9 NMAC shall be given at such times and places as determined by the board.
- B. The examination outlined in Subsection B of 16.64.5.9 NMAC may be given at any meeting of the board, or at such other times and places determined by the board.
- C. No applicant may take any specific examination more than twice in any six (6) month period; and an applicant must wait a minimum of thirty (30) days from the examination date prior to retaking any examination. An applicant shall pay all costs and fees to retake any examination.
- D. No applicant shall be permitted to take any examination until his or her application is complete, as determined by the board.

[2-7-76...4-10-94; 16.64.5.8 NMAC - Rn & A, 16 NMAC 64.5.8, 09-15-01; A, 08-08-12]

16.64.5.9 EXAMINATIONS:

- A. Each applicant for a license as a funeral service practitioner shall take a written comprehensive examination, comparable to the examination taken by graduates of funeral service education. An applicant must answer not less than 75% of the questions correctly to successfully complete the examination. The candidate shall pay all costs of the examination charged by examining agency together with the administrative costs of the board. The pass/fail decision of the board shall be binding.
- B. Each applicant for licensure, including any licensee who wishes to reinstate an inactive license, shall take a written jurisprudence examination prescribed by the board. An applicant must answer not less than 75% of the questions correctly to successfully complete the jurisprudence examination. An applicant who does not successfully complete the jurisprudence examination may protest to the board, not later than the following board meeting, if he or she feels the grading of the examination was incorrect or unfair. The decision of the board following a protest shall be binding.

[2-7-76...4-10-94; 16.64.5.9 NMAC - Rn & A, 16 NMAC 64.5.9, 09-15-01; A, 08-08-12]

HISTORY OF 16.64.5 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the State Records Center and Archives:

Regulation No. 3, Examinations, 8-15-88.

Regulation 3, Examinations, 4-15-91.

Reg. 6, Examinations, 8-27-93.

Reg. 6, Examinations, 3-11-94.

History of Repealed Material: [Reserved]